

RADER,**FISHMAN****& GRAUER****PLLC**

*Worldwide Intellectual Property Matters • Patents • Trademarks
Litigation • Copyrights • U.S. and Foreign Portfolio Management
Computer and Internet Law • Trade Secrets • Unfair Competition*

**RECEIVED
CENTRAL FAX CENTER**

JUL 17 2006

To: The Commissioner for Patents **From:** Travis K. Laird
Fax: (571) 273-8300 **Pages:** 16 pages including coversheet
Phone: **Date:** July 17, 2006
Re: Application No. 10/081,820

☒ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable laws. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return original message to us at the above address via U.S. Postal Service.
Thank you.

Transmitted, herewith, are the following documents:

1. Facsimile Coversheet (1 page)
2. Certificate of Transmission (1 page)
3. Transmittal Letter for Response/Amendment with Duplicate Copy (2 pages)
4. Amendment (12 pages)

Application No.: 10/081,820

Attorney Docket No.: 05-00534-02/AB-116U

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents via the USPTO central facsimile number, (571) 273-8300.

on July 17, 2006
Date



Signature

Travis K. Laird

Typed or printed name of person signing Certificate

Transmitted, herewith, are the following documents:

1. Facsimile Coversheet (1 page)
2. Certificate of Transmission (1 page)
3. Transmittal Letter for Response/Amendment with Duplicate Copy (2 pages)
4. Amendment (12 pages)

**RECEIVED
CENTRAL FAX CENTER**

05-00534-02/AB-116U

JUL 17 2006

Serial No.: 10/081,820

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application: Todd K. Whitehurst et al.

Application No.: 10/081,820

Filed: February 19, 2002

Title: "Fully Implantable Miniature Neuro-Stimulator
for Vagus Nerve Stimulation"

Confirmation No.: 3079

Examiner: BOCKELMAN, Mark

Group Art Unit: 3766

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- | | |
|--|---|
| <input checked="" type="checkbox"/> Response/Amendment | <input type="checkbox"/> Petition to extend time to respond |
| <input type="checkbox"/> New fee as calculated below | <input type="checkbox"/> Supplemental Declaration |
| <input checked="" type="checkbox"/> No additional fee | <input type="checkbox"/> Other: _____ |

CLAIMS AS AMENDED BY A LARGE ENTITY						
FOR	CLAIMS REMAINING AFTER AMENDMENT	NUMBER EXTRA	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	13	MINUS	35	= 0	X \$50.00	\$0.00
INDEP. CLAIMS	2	MINUS	4	= 0	X \$200.00	\$0.00
[] FIRST PRESENTATION OF A MULTIPLE DEPENDANT CLAIM					+ \$360.00	\$
EXTENSION FEE	[] 1ST MONTH \$120.00	[] 2ND MONTH \$450.00	[] 3RD MONTH \$1020.00	[] 4TH MONTH \$1590.00		\$0.00
					OTHER:	\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

Please charge **\$0.00** to Deposit Account **18-0013/40328-0051**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **18-0013/40328-0051** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account **18-0013/40328-0051** under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is being transmitted to the US Patent and Trademark Office via facsimile number **(571) 273-8300** on **July 17, 2006**.
Number of pages transmitted: **16**


Travis K. Laird

Respectfully submitted,

By: 

Travis K. Laird (Reg. No.: 55,351)
Attorney/Agent for Applicant(s)
Telephone No.: (801) 572-0185
Date: July 17, 2006

05-00534-02/AB-116U

DUPLICATE

Serial No.: 10/081,820

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application: Todd K. Whitehurst et al.

Application No.: 10/081,820

Filed: February 19, 2002

Title: "Fully Implantable Miniature Neuro-Stimulator
for Vagus Nerve Stimulation"

Confirmation No.: 3079

Examiner: BOCKELMAN, Mark

Group Art Unit: 3766

**RECEIVED
CENTRAL FAX CENTER****JUL 17 2006**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment () Petition to extend time to respond
 () New fee as calculated below () Supplemental Declaration
 (X) No additional fee () Other: _____

CLAIMS AS AMENDED BY A LARGE ENTITY						
FOR	CLAIMS REMAINING AFTER AMENDMENT	NUMBER EXTRA	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	13	MINUS	35	= 0	X \$50.00	\$0.00
INDEP. CLAIMS	2	MINUS	4	= 0	X \$200.00	\$0.00
[] FIRST PRESENTATION OF A MULTIPLE DEPENDANT CLAIM					+ \$380.00	\$
EXTENSION FEE	[] 1ST MONTH \$120.00	[] 2ND MONTH \$450.00	[] 3RD MONTH \$1020.00	[] 4TH MONTH \$1590.00		\$0.00
OTHER:						\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

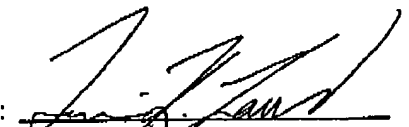
Please charge \$0.00 to Deposit Account 18-0013/40328-0051. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 18-0013/40328-0051 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 18-0013/40328-0051 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is being transmitted to the US Patent and Trademark Office via facsimile number (571) 273-8300 on July 17, 2006.
 Number of pages transmitted: 16



Travis K. Laird

Respectfully submitted,

By: 
 Travis K. Laird (Reg. No.: 55,351)
 Attorney/Agent for Applicant(s)
 Telephone No.: (801) 572-0185
 Date: July 17, 2006

**RECEIVED
CENTRAL FAX CENTER**

05-00534-02/AB-116U

10/081,820

JUL 17 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of

Todd K. Whitehurst et al.

Application No. 10/081,820

Filed: February 19, 2002

For: Fully Implantable Miniature Neuro-
Stimulator for Vagus Nerve
Stimulation

Group Art Unit: 3766

Examiner: BOCKELMAN, Mark

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the non-final Official Action mailed on June 15, 2006, please consider
the following.